

NOV 19 2004

FILED
CLERK'S OFFICE**DOCKET NO. 1629**

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION
IN RE NEURONTIN MARKETING AND SALES PRACTICES LITIGATION
(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-1)

On October 26, 2004, the Panel transferred 23 civil actions to the United States District Court for the District of Massachusetts for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. With the consent of that court, all such actions have been assigned to the Honorable Patti B. Saris.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the District of Massachusetts and assigned to Judge Saris.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of Massachusetts for the reasons stated in the order of October 26, 2004,

 F. Supp. 2d (J.P.M.L. 2004), and, with the consent of that court, assigned to the Honorable Patti B. Saris.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Massachusetts. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Inasmuch as no objection is pending at this time, the stay is lifted.

DEC - 7 2004

Michael J. Beck

Michael J. Beck
Clerk of the Panel

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**SCHEDULE CTO-1 - TAG ALONG ACTIONS
DOCKET NO. 1629
IN RE NEURONTIN MARKETING AND SALES PRACTICES LITIGATION**

DISTRICT DIV. C.A.#

ALABAMA MIDDLE		
ALM 2 04-711	Alabama Forest Products Industry Workmen's Compensation Self-Insurer's Fund v. Pfizer, Inc., et al.	
ALABAMA SOUTHERN		
ALS 1 04-463	Nancy Coleman, et al. v. Pfizer, Inc., et al.	
FLORIDA SOUTHERN		
FLS 1 04-22228	Ana Medero, et al. v. Pfizer, Inc., et al.	
ILLINOIS NORTHERN		
ILN 1 04-4467	Allied Services Division Welfare Fund v. Pfizer, Inc., et al.	
LOUISIANA EASTERN		
LAE 2 04-1735	Linda Rizzo v. Pfizer, Inc.	
LAE 2 04-2087	Tracey Lynn Robichaux, et al. v. Pfizer, Inc.	
LAE 2 04-2509	Louisiana Health Service Indemnity Co. v. Pfizer, Inc., et al.	
MISSOURI EASTERN		
MOE 4 04-982	Elizabeth Judy v. Pfizer, Inc., et al. Vacated 12/1/04	
MISSISSIPPI NORTHERN		
MSN 2 04-255	Mary Cooper, et al. v. Pfizer, Inc. Opposed 12/1/04	
MSN 4 04-275	Leroy Anderson, et al. v. Pfizer, Inc., et al. Opposed 12/1/04	
NEW JERSEY		
NJ 2 04-4236	Steven Kail, et al. v. Pfizer, Inc., et al.	
NJ 2 04-4497	International Union of Operating Engineers Local No. 68 Welfare Fund v. Pfizer, Inc., et al.	
NJ 2 04-4593	Alaska Electrical Pension Fund v. Pfizer, Inc., et al.	
OKLAHOMA EASTERN		
OKE 6 04-375	Jerry Hollaway, et al. v. Pfizer, Inc., et al.	
TENNESSEE EASTERN		
TNE 2 04-337	Bauda V.L. Sutton v. Pfizer, Inc., et al.	
TEXAS EASTERN		
TXE 2 04-309	Linda Barker v. Pfizer, Inc., et al. Opposed 12/7/04	

BCS

U.S. District Court (Live Database)
Eastern District of Tennessee (Greeneville)
CIVIL DOCKET FOR CASE #: 2:04-cv-00337
Internal Use Only

04cv12625 PBA

Sutton v. Pfizer, Inc. et al

Date Filed: 09/15/2004

Assigned to: Honorable J Ronnie Greer

Jury Demand: None

Referred to: Magistrate Dennis H Inman

Nature of Suit: 890 Other Statutory

Case in other court: Circuit Court of Cocke County, 29,117-

Actions

II

Jurisdiction: Federal Question

Cause: 28:1446 Petition for Removal- Personal Injury

Plaintiff

Bauda VL Sutton

represented by **Gordon Ball**
Ball & Scott
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Knoxville, TN 37902-2567
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V.

Defendant

Pfizer, Inc.

represented by **Joel T. Galanter**
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Fax: 615-687-1510

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Defendant**Warner-Lambert Company**represented by **Joel T. Galanter**
 (See above for address)**LEAD ATTORNEY**
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/15/2004	•1	NOTICE OF REMOVAL from Cocke County Circuit Court with State court pleadings, case number 29,117-II. (Filing fee \$ 150), filed by Pfizer, Inc., Warner-Lambert Company. (Attachments: # 1 Civil Cover Sheet # 2Supplemental Civil Cover Sheet)(KDO) (Entered: 09/15/2004)
09/15/2004	•2	MOTION for admission to Appear Pro hac vice by Joel T. Galanter on behalf of Pfizer, Inc. and Warner-Lambert Company. (Attachments: # 1 Certificate of Good Standing from the Middle District of Tennessee) (KDO) (Entered: 09/15/2004)
09/15/2004	•3	Filing fee: in the amount of \$ 150.00, receipt number #13779. (KDO) (Entered: 09/15/2004)
09/15/2004	•4	RECEIPT #13780 in the amount of \$60.00 for pro hac vice for Joel T. Galanter on behalf of Defendants. (KDO) (Entered: 09/15/2004)
09/16/2004	•5	ORDER GRANTING [Doc. 2] Motion for Leave to Appear pro hac vice by attorney Joel T Galanter on behalf of Defendants Pfizer, Inc. et al. Signed by Judge Dennis H Inman on 9/16/04. C/M (FMM,) (Entered: 09/16/2004)
09/16/2004	•6	Letter from Clerks Office regarding Removal from State Court of Cocke County. (KDO) (Entered: 09/16/2004)
09/17/2004	•7	MOTION for Extension of Time to November 4, 2004 to respond to the complaint by defendants Pfizer, Inc. and Warner-Lambert Company. (KDO) (Entered: 09/17/2004)
11/12/2004	•8	JOINT MOTION to Stay Case pending transfer to multidistrict litigation by Pfizer, Inc., Bauda VL Sutton, Warner-Lambert Company. (RET) (Entered: 11/12/2004)
11/15/2004	•9	ORDER denying defendant's 5 Motion for Extension of Time in that it is no longer relevant. Granting 6 the Joint Motion to Stay, and the stay shall remain in effect for sixty (60) days after transfer of this action to the MDL Court, or until as otherwise ordered by the MDL Court. Signed by Judge Dennis H Inman on 11/15/2004. c/m (KDO) (Entered: 11/15/2004)
12/13/2004	•10	COPY of letter from MDL Clerk to Clerk of District of Massachusetts in

regard to transferring this case to Massachusetts with MDL Conditional Order Re Neurontin Marketing and Sales Practices litigatin attached. (EBM,) (Entered: 12/13/2004)